

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re:

Chapter 11

RUDOLPH W. GIULIANI
a/k/a Rudolph William Giuliani,

Case No: 23-12055

Debtor

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**ORDER AUTHORIZING EMPLOYMENT OF KENNETH CARUSO LAW LLC
AS SPECIAL LITIGATION COUNSEL**

UPON THE APPLICATION of RUDOLPH W. GIULIANI, the above-named Debtor and Debtor In Possession (the "Debtor"), for entry of an order, pursuant to section 327(e) of title 11 of the United States Code (the "Bankruptcy Code") and Rules 2014 and 2016(b) of the Federal Rules of Bankruptcy Procedure, authorizing the employment of the law firm Kenneth Caruso Law LLC ("KCL"), as Special Litigation Counsel to represent the Debtor for a specified special purpose, and upon the Amended Declaration of Kenneth A. Caruso, Esq., annexed to the Application (the "Amended Declaration"); and it appearing that KCL is a "disinterested person" within the meaning of sections 101(14) of the Bankruptcy Code and does not hold or represent an interest adverse to the Debtor or the Debtor's estate with respect to the matters upon which KCL is to be retained as Special Litigation Counsel; and this Court having determined that employment of KCL by the Debtor is in the best interests of the Debtor, his estate and his creditors; and adequate notice of the Application having been given; and after due deliberation and sufficient cause appearing therefor; it is hereby

ORDERED, that pursuant to section 327(e) of the Bankruptcy Code and Bankruptcy Rule 2014, the Debtor is authorized to employ KCL, as Special Litigation Counsel for the Debtor, effective March 20, 2024, to provide the following services:

1. Representation of the Debtor in the *Freeman* appeal pending in the United States Court of Appeals for the D.C. Circuit, including: compliance with that Court's scheduling orders, preparation of and filing of an appellant's brief and appendix, the preparation and filing of a reply brief, conducting an oral argument, and performing such tasks as are ordinarily incident to the above-mentioned services; and it is further

ORDERED that KCL shall be compensated in accordance with and will file interim and final fee applications for allowances of its compensation and expenses, as set forth in the Amended Application, and shall be subject, to sections 330 and 331 of the Bankruptcy Code, the Bankruptcy Rules, the Local Rules, and applicable law; and it is further

ORDERED that KCL shall maintain time records in tenths of an hour increments and will submit, with any interim or final fee application, together with the time records, a narrative summary, by project category, of services rendered and will identify each professional rendering services, the category of services rendered, and the amount of compensation requested.

ORDERED that KCL's legal fees and expenses, as set forth in the Application, shall be paid solely by the Giuliani Defense fund and KCL shall not request payment by the Debtor; and it is further

ORDERED that the Giuliani Defense fund may not file claims against the Debtor in this case or otherwise seek reimbursement of any funds advanced on the Debtor's behalf for legal fees, expenses, or any other purpose; and it is further

ORDERED, that to the extent the Application is inconsistent with this Order, the terms of this Order shall govern; and it is further

ORDERED, that notwithstanding any provision to the contrary in the Application, the Court shall retain jurisdiction to hear and to determine all matters arising from or related to the Application, and the implementation of this Order.

Dated: White Plains, New York
May _____, 2024

HONORABLE SEAN H. LANE
UNITED STATES BANKRUPTCY JUDGE